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Date: May 26, 2005

To: Attn: Victor X. Nguyen  
Fax No: (703) 872-9306

From: Vincent J. Gnoffo  
Tel. No: (312) 321-4224

Intellectual Property  
Law Worldwide

Client No: U.S. Application Serial No. 09/911,356  
Device for Separating the Epithelium Layer from the Surface of the Cornea of an  
Eye  
Our Case No. 10781/9

No. of Pages  
(inc. this page): 3

Confirmation Copy To Follow: Yes ☐ No ☒

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**COVER MESSAGE:**

Please find the attached:

1. Transmittal Cover Letter (1p.)
2. Supplemental Response to Restriction/Election Requirement (2pp.)

Pg 1 wasn't received

## CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence, totaling 3 pages including rected attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 703-672-6306 (Central number) on the below date:

Date: May 25, 2005 Name: Vincent J. Gnoffo, Reg. No. 44,714 Signature: Vincent J. Gnoffo

**BRINKS  
HOFER  
GILSON  
& LIONE**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Ioannis Pallikaris et al.

Appln. No.: 09/911,356

Filed: July 23, 2001

For: Device for Separating the Epithelium Layer  
from the Surface of the Cornea of an Eye

Examiner: Victor X. Nguyen

Art Unit: 3731

Attorney Docket No: 10781/9

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL

Sir:

## Attached is/are:

- ☒ Transmittal Cover Letter (1p.); Supplemental Response to Restriction Requirement (2pp.)  
☒ Return Receipt Postcard

## Fee calculation:

- ☐ No additional fee is required.  
☐ Small Entity.  
☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+ \$180=			+ \$360=	
					Total	\$		Total	\$

## Fee payment:

- ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.  
☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).  
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Vincent J. Gnoffo  
Vincent J. Gnoffo (Reg. No. 44,714)

Date

May 26, 2005

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May 25 2005  
Date of TransmissionVincent J. Gnoffo, Reg. No. 44,714Name of applicant, assignee or  
Registered RepresentativeVincent J. Gnoffo  
SignatureMay 25 2005  
Date of Signature

Our Case No. 10781/9

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Ioannis Pallikaris et al.

Serial No. 09/911,356

Filing Date: July 23, 2001

For: DEVICE FOR SEPARATING THE  
EPITHELIUM LAYER FROM THE SURFACE  
OF THE CORNEA OF AN EYE

Examiner: Victor X. Nguyen

Group Art Unit No.: 3731

**Supplemental Response to Restriction/Election Requirement**

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This Supplemental Response to the Restriction/Election Requirement dated May 18, 2005 replaces the Response that was filed yesterday.

Applicants elect Species II: Claims 1-6, 8-11, 13-15, 17 and 24-43, without prejudice. Claims 1-6, 8-11, 13-15, 17 and 24-43 are at least generic to Species III, figure 17, and Species IV, figure 18.

Applicants reserve the right to pursue any of the non-elected claims in one or more divisional patent applications.

### Conclusion

If the Examiner is unable to allow the application in the next Office Action and believes that a telephone interview would be helpful to resolve any issues, he is respectfully requested to contact the undersigned.

Respectfully submitted,



Vincent J. Gnoffo  
Registration No. 44,714  
Attorney for Applicants

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